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07                   UNITED STATES DISTRICT COURT  
08                   WESTERN DISTRICT OF WASHINGTON  
09                   AT SEATTLE

10           UNITED STATES OF AMERICA,                 )  
11                          Plaintiff,                         )  
12                          v.                                 ) Case No. CR99-600-JCC  
13                          Defendant.                         ) (05-360M)  
14   ) DETENTION ORDER  
15   )  
16   )  
17   )  
18   )

19   Offenses charged:

20   No. CR99-600-JCC

21   Count I: Conspiracy to import and distribute marijuana in violation of 21 U.S.C. §§  
22   841(a)(1), 841(b)(1)(B), 846, 952(a), 960(a)(1), 960(b)(4), and 963.

23   Count III: Forfeiture - Drug Offense in violation of 21 U.S.C. §§ 841(a)(1),  
24   841(b)(1)(b), 846, and 853.

25   No. 05-360M

26   Count I: Conspiracy to distribute marijuana in violation of 21 U.S.C. §§ 841(a)(1),  
27   841(b)(1)(B), and 846.

28   Count II: Conspiracy to import marijuana in violation of 21 U.S.C. §§ 952(a), 960(b),  
29   and 963.

01 Date of Detention Hearing: July 26, 2005

02 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
03 based upon the factual findings and statement of reasons for detention hereafter set forth, finds:

04 **FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

05 (1) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that defendant  
06 is a flight risk and a danger to the community based on the nature of the pending charges.  
07 Defendant has not overcome these presumptions.

08 (2) Defendant has stipulated to detention, but reserves the right to contest his  
09 continued detention if there is a change in circumstances.

10 IT IS THEREFORE ORDERED:

- 11 (1) Defendant shall be detained pending trial and committed to the custody of the  
12 Attorney General for confinement in a correction facility separate, to the extent  
13 practicable, from persons awaiting or serving sentences or being held in custody  
14 pending appeal;
- 15 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
16 counsel;
- 17 (3) On order of a court of the United States or on request of an attorney for the  
18 government, the person in charge of the corrections facility in which defendant  
19 is confined shall deliver the defendant to a United States Marshal for the purpose  
20 of an appearance in connection with a court proceeding; and
- 21 (4) The Clerk shall direct copies of this Order to counsel for the United States, to  
22 counsel for the defendant, to the United States Marshal, and to the United States  
23 Pretrial Services Officer.

24 DATED this 26th day of July, 2005.

25   
26 JAMES P. DONOHUE  
United States Magistrate Judge